

HOUSE JOURNAL

SEVENTY-FOURTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTEENTH DAY — WEDNESDAY, FEBRUARY 1, 1995

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 18).

Present — Mr. Speaker; Allen; Alonzo; Alvarado; Averitt; Bailey; Berlanga; Black; Bosse; Brimer; Carona; Carter; Clemons; Coleman; Combs; Conley; Cook; Corte; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Culberson; Danburg; Davila; Davis; De La Garza; Dear; Delisi; Denny; Driver; Dukes; Duncan; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hirschi; Hochberg; Holzheuser; Horn; Howard; Hunter, B.; Jackson; Janek; Johnson; Jones, D.; Jones, J.; Junell; Kamel; King; Kruse; Kubiak; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Maxey; McColskey; McDonald; Moffat; Mowery; Munoz; Naishtat; Nixon; Oakley; Ogden; Oliveira; Park; Pickett; Pitts; Place; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rhodes; Rodriguez; Romo; Rusling; Sadler; Saunders; Seidlits; Serna; Shields; Siebert; Smithee; Solis; Solomons; Stiles; Swinford; Talton; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williamson; Willis; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Absent, Excused — Chisum; McCall; Moreno; Patterson; Price.

Absent — Alexander; Bomer; Brady; Hudson; Hunter, T.; Kuempel; Marchant; Telford; Wilson.

The invocation was offered by Pastor J. L. Reyna, Jr., Templo Monte de Sion, Mesquite, as follows:

Our Heavenly Father, this morning we come to you with humility. Venimos a ti, Padre Celestial, con humildad. We are asking for your grace, mercy, and forgiveness. Te pedimos gracia, misericordia, y perdon. And above all, we ask you for faith, hope, and love. Faith to trust in you with our daily decisions. Hope that when we finish the day, your will be done. Love that we can work together in Austin for the benefit of every Texan. Y sobretodo te pedimos fe, esperanza, y amor. Fe para confiar en ti con las decisiones diarias que hacemos. Esperanza que alterminar el día, tu voluntad fue hecha. Amor que podamos trabajar juntos en Austin para beneficio de todo Tejano. Thank you Lord for the diversity in the leadership of this state, and we pray that we all learn to get along and to go about doing your business of caring and loving. Gracias por la diversidad de liderazgo de este estado y oramos que todos se lleven bien uno con otro y sigan adelante haciendo tu negocio de querer y amar. En Jesucristo tu unico hijo te lo pedimos. In Christ Jesus your only son, we ask, amen.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of important business:

Price on motion of Stiles.

Moreno on motion of Torres.

The following member was granted leave of absence for today because of illness:

McCall on motion of Madden.

MESSAGE FROM THE SENATE

Austin, Texas, February 1, 1995

The Honorable Speaker of the House of Representatives
House Chamber

The Honorable
Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has passed the following:

HCR 33 by Hernandez (Sponsor-Harris, Chris), designating February 1, 1995, as the 18th annual Texas PTA Legislative Day at the Capitol.

HCR 54 by Bosse (Sponsor-Whitmire), in memory of Donald Ray Lang.

SJR 7 by Ellis, et al., proposing a constitutional amendment allowing investment of money from the Texas growth fund in a business without the business's disclosure of its investments in or with South Africa or Namibia.

SB 59 by Ellis, et al., relating to removal of restrictions on investment of certain funds in businesses doing business in South Africa.

SB 181 by Ratliff, relating to college or university credit in government or political science and in American or Texas history through advanced standing examination.

I am directed by the Senate to inform the House that the Senate has concurred in House Amendments to the following: **SB 19** by 27 Yeas, 2 Nays.

Respectfully,
Betty King
Secretary of the Senate

CAPITOL PHYSICIAN

Speaker Laney presented Dr. Elliot Trester of Austin as the "Doctor for the Day."

The house welcomed Dr. Trester and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

INTRODUCTION OF GUESTS

The speaker recognized Representatives Kubiak and B. Hunter, who introduced a group of exchange students and parents from Kiev, Ukraine,

visting Rockdale Public School: Valerity Satsyuk and her son Vitaliy Satsyuk; Pavel Borisov, Andruy Jirnov, and Tanya Soldatenko.

Also introduced were guests from Rockdale: Jenny Kay Kubiak, Peggy Hosek, Jennal Jackson, Lindsay Kubiak, and Logan Kubiak.

(Speaker pro tempore in the chair)

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for today because of important business:

Brady on motion of Hirschi.

(T. Hunter now present)

HR 36 - ADOPTED

Representative Woolley moved to suspend all necessary rules to take up and consider at this time **HR 36**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Woolley,

HR 36, Commending Ashley Smith for his legislative service.

The resolution was read and was adopted without objection.

(Alexander, Telford, and Wilson now present)

On motion of Representative Dutton, the names of all the members of the house were added to **HR 36** as signers thereof.

HR 96 - ADOPTED

Representative Talton moved to suspend all necessary rules to take up and consider at this time **HR 96**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Talton,

HR 96, Congratulating Weldon "Stoney" Phillips on his 80th birthday.

The resolution was adopted without objection.

On motion of Representative B. Hunter, the names of all the members of the house were added to **HR 96** as signers thereof.

HR 91 - ADOPTED

Representative Madden moved to suspend all necessary rules to take up and consider at this time **HR 91**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Madden,

HR 91, Congratulating the Plano High School football team on winning the state championship.

The resolution was adopted without objection.

SCR 37 - ADOPTED
(Wolens - House Sponsor)

Representative Wolens moved to suspend all necessary rules to take up and consider at this time **SCR 37**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

SCR 37, In memory of A. Kenneth Pye.

The resolution was unanimously adopted by a rising vote.

SCR 36 - ADOPTED
(Tillery - House Sponsor)

Representative Tillery moved to suspend all necessary rules to take up and consider at this time **SCR 36**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

SCR 36, Praising Officers Tim Talley and Ryan Estes for their bravery during a difficult and dangerous situation.

The resolution was adopted without objection.

HR 88 - ADOPTED

Representative Solis moved to suspend all necessary rules to take up and consider at this time **HR 88**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Solis,

HR 88, Congratulating the Port Isabel High School football team.

The resolution was adopted without objection.

On motion of Representative Gallego, the names of all the members of the house were added to **HR 88** as signers thereof.

HR 97 - ADOPTED

Representative Corte moved to suspend all necessary rules to take up and consider at this time **HR 97**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Corte,

HR 97, Honoring Brownie Troop 2502.

The resolution was adopted without objection.

HR 90 - ADOPTED

Representative West moved to suspend all necessary rules to take up and consider at this time **HR 90**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By West,

HR 90, Recognizing February 1, 1995, as Odessa Day at the Capitol.

The resolution was adopted without objection.

On motion of Representative Dear, the names of all the members of the house were added to **HR 90** as signers thereof.

HR 93 - ADOPTED

Representative Rusling moved to suspend all necessary rules to take up and consider at this time **HR 93**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Rusling,

HR 93, Congratulating Babe Aycock on her induction into the Texas EMS Hall of Fame.

The resolution was adopted without objection.

On motion of Representative Krusee, the names of all the members of the house were added to **HR 93** as signers thereof.

SCR 21 - ADOPTED
(Edwards - House Sponsor)

Representative Edwards moved to suspend all necessary rules to take up and consider at this time **SCR 21**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

SCR 21, Designating February 1, 1995, as Texas PTA Legislative Day.

The resolution was adopted without objection.

(Speaker in the chair)

HR 98 - ADOPTED

Representative Johnson moved to suspend all necessary rules to take up and consider at this time **HR 98**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Johnson,

HR 98, Commemorating the sesquicentennial of the founding of Nacogdoches University.

The resolution was adopted without objection.

PROVIDING FOR ADJOURNMENT

Representative Heflin moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow.

The motion prevailed without objection.

HOUSE BILLS ON FIRST READING

The following house bills were today laid before the house, read first time, and referred to committees:

By Longoria, et al.,

HB 401, A bill to be entitled An Act relating to required instruction of public school students in basic values of the United States.

To Committee on Public Education.

By Longoria, et al.,

HB 402, A bill to be entitled An Act relating to the disqualification of a judge in a criminal case.

To Committee on Criminal Jurisprudence.

By Longoria,

HB 403, A bill to be entitled An Act relating to an employment security program for certain persons who sustain an injury in the course and scope of their employment.

To Committee on Business and Industry.

By Longoria,

HB 404, A bill to be entitled An Act relating to a requirement that school districts open school buildings after school hours for recreational purposes and tutoring.

To Committee on Public Education.

By Longoria, Gutierrez, Romo, Serna, et al.,

HB 405, A bill to be entitled An Act relating to the exemption of certain peace officers from provisions of the Private Investigators and Private Security Agencies Act.

To Committee on Public Safety.

By Longoria,

HB 406, A bill to be entitled An Act relating to extending transitional Medicaid benefits to former recipients of AFDC benefits.

To Committee on Human Services.

By Longoria, et al.,

HB 407, A bill to be entitled An Act relating to the regulation of abortion.
To Committee on State Affairs.

By Longoria,

HB 408, A bill to be entitled An Act relating to the selection of appraisal district directors in certain counties.

To Committee on Ways and Means.

By Longoria,

HB 409, A bill to be entitled An Act relating to the amount of compensation that must be paid to certain county officers.

To Committee on County Affairs.

By Longoria,

HB 410, A bill to be entitled An Act relating to justification as a defense in a criminal proceeding.

To Committee on Criminal Jurisprudence.

By Longoria,

HB 411, A bill to be entitled An Act relating to eligibility for service retirement from the Judicial Retirement System of Texas Plan One or the Judicial Retirement System of Texas Plan Two.

To Committee on Pensions and Investments.

By Longoria,

HB 412, A bill to be entitled An Act relating to counseling for parents of certain public school students who are at risk of dropping out of school; providing penalties.

To Committee on Public Education.

By Longoria,

HB 413, A bill to be entitled An Act relating to the waiver of the right to a jury trial in a misdemeanor case.

To Committee on Criminal Jurisprudence.

By Longoria, et al.,

HB 414, A bill to be entitled An Act relating to authorizing a juvenile court to require certain children to engage in community service.

To Committee on Juvenile Justice and Family Issues.

By Longoria, et al.,

HB 415, A bill to be entitled An Act relating to the referral to juvenile court of certain children.

To Committee on Juvenile Justice and Family Issues.

(Hawley in the chair)

By Uher, et al.,

HB 416, A bill to be entitled An Act relating to the inclusion of Social Security taxes paid by a school district in funding formulas under the foundation school program.

To Committee on Public Education.

By Ramsay,

HB 417, A bill to be entitled An Act relating to the delay of state contribution payments to the Teacher Retirement System of Texas and the Employees Retirement System of Texas for the last quarter of the fiscal year ending August 31, 1995.

To Committee on Appropriations.

By Goodman, Thompson, and Combs,

HB 418, A bill to be entitled An Act relating to protection of the family.

To Committee on Juvenile Justice and Family Issues.

By Goodman,

HB 419, A bill to be entitled An Act relating to the authority of the governing board of the Texas Youth Commission to hold an open or closed meeting by telephone conference call.

To Committee on State Affairs.

By Ogden,

HB 420, A bill to be entitled An Act relating to the admission standards, tuition, fees, and governing boards of general academic teaching institutions and university systems and to testing and remedial education by public institutions of higher education.

To Committee on Higher Education.

By Ogden,

HB 421, A bill to be entitled An Act relating to allocating a portion of revenue from the oil and gas severance taxes to counties for road maintenance and improvement.

To Committee on Ways and Means.

By Thompson,

HB 422, A bill to be entitled An Act relating to the adoption of the Uniform Transfer On Death Security Registration Act.

To Committee on Judicial Affairs.

By Thompson,

HB 423, A bill to be entitled An Act relating to the privilege of a person's spouse not to be called as a witness in certain proceedings against the person.

To Committee on Criminal Jurisprudence.

By Hartnett,

HB 424, A bill to be entitled An Act relating to petition and hearing for a court order to authorize administration of psychoactive medication.

To Committee on Public Health.

By Hartnett,

HB 425, A bill to be entitled An Act relating to the admissibility in a criminal proceeding of certain evidence obtained by a law enforcement officer.

To Committee on Criminal Jurisprudence.

By Bosse,

HB 426, A bill to be entitled An Act relating to used tire recycling.

To Committee on Environmental Regulation.

By Bosse,

HB 427, A bill to be entitled An Act relating to the exclusion from coverage under the Texas Unemployment Compensation Act of services performed by certain securities representatives.

To Committee on Economic Development.

By Bosse,

HB 428, A bill to be entitled An Act relating to the civil liability of charitable organizations providing crime prevention or law enforcement services.

To Committee on Civil Practices.

By De La Garza, Romo, et al.,

HB 429, A bill to be entitled An Act relating to the use of proceeds derived from criminal asset forfeiture for gang suppression programs.

To Committee on Juvenile Justice and Family Issues.

By De La Garza,

HB 430, A bill to be entitled An Act relating to conditions of parole and release to mandatory supervision for inmates serving sentences for certain sex offenses.

To Committee on Corrections.

By Jackson,

HB 431, A bill to be entitled An Act relating to the offense of theft.

To Committee on Criminal Jurisprudence.

By Jackson,

HB 432, A bill to be entitled An Act relating to the membership of the board of directors of the La Porte Area Water Authority.

To Committee on Natural Resources.

By Goodman, Thompson, Combs, McCall, et al.,

HB 433, A bill to be entitled An Act relating to the parent-child relationship.

To Committee on Juvenile Justice and Family Issues.

By Coleman, et al.,

HB 434, A bill to be entitled An Act relating to removal of restrictions on investment of certain funds in businesses doing business in South Africa.

To Committee on State Affairs.

By Counts,

HB 435, A bill to be entitled An Act relating to the exemption from tuition of a resident student enrolled in the Southwest Collegiate Institute for the Deaf.

To Committee on Higher Education.

By Brimer,

HB 436, A bill to be entitled An Act relating to the creation of municipal courts of record in Kennedale.

To Committee on Judicial Affairs.

By Brimer and Wohlgemuth,

HB 437, A bill to be entitled An Act relating to the creation of municipal courts of record in Burleson.

To Committee on Judicial Affairs.

By Brimer, et al.,

HB 438, A bill to be entitled An Act relating to the creation of municipal courts of record in Mansfield.

To Committee on Judicial Affairs.

By De La Garza, Stiles, Gray, Krusee, Brimer, et al.,

HB 439, A bill to be entitled An Act relating to drug-free and weapon-free zones and to the imposition of penalties for the possession, delivery, manufacture, or possession with the intent to deliver or manufacture a controlled substance in drug-free zones or on school buses and penalties for certain offenses involving weapons committed in weapon-free zones.

To Committee on Criminal Jurisprudence.

By De La Garza,

HB 440, A bill to be entitled An Act relating to decreasing the age of criminal responsibility for offenses committed by minors under the Alcoholic Beverage Code.

To Committee on Juvenile Justice and Family Issues.

By Allen,

HB 441, A bill to be entitled An Act relating to the restoration of civil rights or citizenship privileges to defendants convicted of certain offenses.

To Committee on Criminal Jurisprudence.

By Allen,

HB 442, A bill to be entitled An Act relating to the punishment for the offense of evading arrest or detention.

To Committee on Criminal Jurisprudence.

By Hernandez,

HB 443, A bill to be entitled An Act relating to the operation of a vehicle with a child in an open bed of the vehicle or in the open bed of a trailer being towed by the vehicle.

To Committee on Transportation.

By Munoz, Naishtat, et al.,

HB 444, A bill to be entitled An Act relating to the establishment of credit in the Teacher Retirement System of Texas for certain military service.

To Committee on Pensions and Investments.

By Munoz, Naishtat, et al.,

HB 445, A bill to be entitled An Act relating to creation of a judicial district composed of Cameron County.

To Committee on Judicial Affairs.

By Yarbrough and West,

HB 446, A bill to be entitled An Act relating to the authority of certain counties to regulate noise levels; providing a penalty.

To Committee on County Affairs.

By Yarbrough,

HB 447, A bill to be entitled An Act relating to the right of a holder or employee of a holder of an alcoholic beverage license or permit to possess a firearm on the licensed or permitted premises.

To Committee on Licensing and Administrative Procedures.

By Chisum,

HB 448, A bill to be entitled An Act relating to cost-benefit analysis of environmental rules proposed for adoption by a state agency.

To Committee on State Affairs.

By Chisum,

HB 449, A bill to be entitled An Act relating to the creation, administration, powers, duties, operation, and financing of the Hemphill County Underground Water Conservation District.

To Committee on Natural Resources.

By Raymond,

HB 450, A bill to be entitled An Act relating to the application of the sales and use tax to certain products sold to inmates.

To Committee on Ways and Means.

By Park and Craddick,

HB 451, A bill to be entitled An Act relating to the liability of a governmental unit to persons entering the premises of the governmental unit for recreational purposes.

To Committee on Civil Practices.

By Kamel,

HB 452, A bill to be entitled An Act relating to review of medical malpractice claims.

To Committee on Civil Practices.

By Kamel,

HB 453, A bill to be entitled An Act relating to award of attorney's fees in certain civil actions.

To Committee on Civil Practices.

By Kamel,

HB 454, A bill to be entitled An Act relating to funding for emergency and trauma care provided to indigent persons from a portion of exemplary damages awarded in certain civil cases.

To Committee on Civil Practices.

By Kamel,

HB 455, A bill to be entitled An Act relating to the powers of county fire marshals regarding fire escapes.

To Committee on County Affairs.

By Maxey, et al.,

HB 456, A bill to be entitled An Act relating to the power of certain minors to consent to health care services.

To Committee on Juvenile Justice and Family Issues.

By Black,

HB 457, A bill to be entitled An Act relating to the exemption of certain miniature boilers from registration and certification requirements.

To Committee on Economic Development.

By H. Cuellar,

HB 458, A bill to be entitled An Act relating to commissioning certain reserve deputy sheriffs as peace officers.

To Committee on Public Safety.

By H. Cuellar,

HB 459, A bill to be entitled An Act relating to contracts made by the Texas Commission on Fire Protection implementing the commission's volunteer program and to the membership of the volunteer firefighter advisory committee.

To Committee on Urban Affairs.

By Swinford, et al.,

HB 460, A bill to be entitled An Act relating to requiring state funding of 50 percent or more of legislative mandates on local governments.

To Committee on State Affairs.

By Alvarado,

HB 461, A bill to be entitled An Act relating to the placement by the juvenile court of certain children serving determinate sentences on community supervision.

To Committee on Juvenile Justice and Family Issues.

By Alvarado, Raymond, et al.,

HB 462, A bill to be entitled An Act relating to the application of the sales and use tax to food products sold to prison inmates.

To Committee on Ways and Means.

By Brimer,

HB 463, A bill to be entitled An Act relating to enforcement by political subdivisions of the National Flood Insurance Program; providing a civil penalty.

To Committee on Land and Resource Management.

By Brimer,

HB 464, A bill to be entitled An Act relating to the authority of a peace officer to arrest a person without a warrant.

To Committee on Criminal Jurisprudence.

By Brimer,

HB 465, A bill to be entitled An Act relating to payment of costs of defense following settlement of cause of action.

To Committee on Civil Practices.

By Brimer, et al.,

HB 466, A bill to be entitled An Act relating to the compilation and use of information pertaining to criminal combinations; providing a penalty.

To Committee on Criminal Jurisprudence.

By Kuempel,

HB 467, A bill to be entitled An Act relating to taxation of fuel used in the repair of rolling stock.

To Committee on Ways and Means.

By Solis,

HB 468, A bill to be entitled An Act relating to the punishment for the offense of deadly conduct.

To Committee on Criminal Jurisprudence.

By Solis,

HB 469, A bill to be entitled An Act relating to the imposition of consecutive sentences for multiple offenses of intoxication manslaughter arising out of the same criminal episode.

To Committee on Criminal Jurisprudence.

By Solis,

HB 470, A bill to be entitled An Act relating to preventing children from standing on a school bus that is in motion.

To Committee on Public Education.

By Solis,

HB 471, A bill to be entitled An Act relating to requiring a seller of real property to provide the purchaser a notice disclosing the condition of the property.

To Committee on Business and Industry.

By Counts,

HB 472, A bill to be entitled An Act relating to the reestablishment and operation of the State Board of Dental Examiners and to the regulation of the practice of dentistry and dental hygiene; providing penalties; and making an appropriation.

To Committee on Public Health.

By Counts,

HB 473, A bill to be entitled An Act relating to the regulation of real estate appraisers; providing civil and criminal penalties.

To Committee on Licensing and Administrative Procedures.

By Bosse,

HB 474, A bill to be entitled An Act relating to the use of certain intercepted wire, oral, or electronic communications.

To Committee on Criminal Jurisprudence.

By Willis,

HB 475, A bill to be entitled An Act relating to the right to divert state water for irrigation of certain cemeteries.

To Committee on Natural Resources.

By Pitts,

HB 476, A bill to be entitled An Act relating to the manufacture, distribution, conversion, or sale of emergency vehicles in this state.

To Committee on Transportation.

By Maxey and Raymond,

HB 477, A bill to be entitled An Act relating to promoting awareness of the federal earned income tax credit program for working families.

To Committee on Ways and Means.

By Maxey,

HB 478, A bill to be entitled An Act relating to the adoption of a mail-order prescription drug benefit option under the uniform group insurance program for certain state employees.

To Committee on Pensions and Investments.

By Alexander,

HB 479, A bill to be entitled An Act relating to the creation of a judicial district composed of Henderson County.

To Committee on Judicial Affairs.

By Rodriguez,

HB 480, A bill to be entitled An Act relating to a prohibition of the use of certain underwriting guidelines in homeowners' insurance and to the guaranteed issue of certain homeowners' insurance policies.

To Committee on Insurance.

By Denny, et al.,

HB 481, A bill to be entitled An Act relating to fees for the services of a peace officer.

To Committee on Criminal Jurisprudence.

By Denny, et al.,

HB 482, A bill to be entitled An Act relating to county and district clerks reporting judicial appointments.

To Committee on Judicial Affairs.

By Denny, et al.,

HB 483, A bill to be entitled An Act relating to the reporting of political contributions from political parties to candidates for certain judicial offices.

To Committee on Elections.

By Denny, et al.,

HB 484, A bill to be entitled An Act relating to the contents of campaign treasurer appointments made by candidates for certain offices.

To Committee on Elections.

By Denny and Hamric,

HB 485, A bill to be entitled An Act relating to the characterization of expenses incurred in connection with a meeting of an organization or club affiliated with a political party.

To Committee on Elections.

By R. Lewis,

HB 486, A bill to be entitled An Act relating to smoke-free dwellings in certain multiunit complexes.

To Committee on Business and Industry.

By Telford, et al.,

HB 487, A bill to be entitled An Act relating to exempting from ad valorem taxation the residence homesteads of certain disabled veterans and the unremarried surviving spouses and children of certain disabled veterans.

To Committee on Ways and Means.

By Rabuck,

HB 488, A bill to be entitled An Act relating to financing public schools.

To Committee on Public Education.

By De La Garza,

HB 489, A bill to be entitled An Act relating to continuation of group health insurance coverage after termination of group contract.

To Committee on Insurance.

By De La Garza,

HB 490, A bill to be entitled An Act relating to juvenile court jurisdiction over and disposition of certain children younger than 10 years of age.

To Committee on Juvenile Justice and Family Issues.

By De La Garza,

HB 491, A bill to be entitled An Act relating to denial of or limitation on health insurance coverage because of a preexisting condition.

To Committee on Insurance.

By Thompson,

HB 492, A bill to be entitled An Act relating to change of venue in a criminal case.

To Committee on Criminal Jurisprudence.

By Thompson and G. Lewis,

HB 493, A bill to be entitled An Act relating to a county housing trust fund for the construction, preservation, or financing of low income and moderate income housing.

To Committee on County Affairs.

By Brimer,

HB 494, A bill to be entitled An Act relating to the regulation of certain self-help beauty courses.

To Committee on Public Health.

By B. Hunter,

HB 495, A bill to be entitled An Act relating to abandoned personal property at private institutions of higher education.

To Committee on Higher Education.

By B. Hunter, Bosse, Thompson, Luna, et al.,

HB 496, A bill to be entitled An Act relating to the issuance of special license plates for certain vehicles owned by certain foreign organizations.

To Committee on Transportation.

By D. Jones,

HB 497, A bill to be entitled An Act relating to sealing an inventory and appraisal in a probate matter.

To Committee on Civil Practices.

By D. Jones,

HB 498, A bill to be entitled An Act relating to the probate of certain wills without the requirement of a court hearing.

To Committee on Civil Practices.

By Finnell, et al.,

HB 499, A bill to be entitled An Act relating to the rental of a motor vehicle to a public employee; providing a penalty.

To Committee on State Affairs.

By Horn,

HB 500, A bill to be entitled An Act relating to the filing of notices of ad valorem tax liens on manufactured homes.

To Committee on Ways and Means.

By Hartnett,

HB 501, A bill to be entitled An Act relating to the issuance of a writ of mandamus or writ of prohibition by a court of appeals.

To Committee on Judicial Affairs.

By Averitt,

HB 502, A bill to be entitled An Act relating to prohibiting possession and smoking of tobacco by inmates; providing a penalty.

To Committee on Corrections.

By Willis,

HB 503, A bill to be entitled An Act relating to the composition of a joint airport board created by two populous home-rule municipalities.

To Committee on Transportation.

By Brimer,

HB 504, A bill to be entitled An Act relating to the size of an urban homestead and permissible uses of an urban or rural homestead.

To Committee on Financial Institutions.

By Brimer,

HB 505, A bill to be entitled An Act relating to public accountants and to certain acts of public accountants.

To Committee on Civil Practices.

By Brimer,

HB 506, A bill to be entitled An Act relating to professional service negligence and comparative responsibility.

To Committee on Civil Practices.

By Hamric, et al.,

HB 507, A bill to be entitled An Act relating to delay of the vehicle emissions inspection and maintenance program.

To Committee on Environmental Regulation.

By Hamric, Horn, Giddings, Price, McDonald, et al.,

HB 508, A bill to be entitled An Act relating to delay of the vehicle emissions inspection and maintenance program.

To Committee on Environmental Regulation.

By Hill,

HB 509, A bill to be entitled An Act relating to the validation of governmental acts and proceedings by municipalities.

To Committee on Urban Affairs.

By Kubiak,

HB 510, A bill to be entitled An Act relating to the penalty for the offense of speeding.

To Committee on Transportation.

By Conley,

HB 511, A bill to be entitled An Act relating to offenses involving threats, retaliation, and destruction of community property in which the victim is a member of the actor's family.

To Committee on Criminal Jurisprudence.

By Conley,

HB 512, A bill to be entitled An Act relating to the basic orientation and training provided to new and prospective members of the governing bodies of state agencies.

To Committee on State Affairs.

By Conley,

HB 513, A bill to be entitled An Act relating to the imposition, collection, allocation, and civil and criminal enforcement of a tax on the aboveground storage of aviation fuel.

To Committee on Ways and Means.

By Conley,

HB 514, A bill to be entitled An Act relating to the employment of inmates of the institutional division of the Texas Department of Criminal Justice by contractors constructing institutional division facilities.

To Committee on Corrections.

By Conley,

HB 515, A bill to be entitled An Act relating to offenses committed by an actor against a member of the actor's family or household or involving community property or property held pursuant to orders issued in a family law proceeding.

To Committee on Criminal Jurisprudence.

By Conley,

HB 516, A bill to be entitled An Act relating to the waiver of a performance bond by a subcontractor on certain projects under the Texas Enterprise Zone Act.

To Committee on Economic Development.

By Conley,

HB 517, A bill to be entitled An Act relating to the establishment of a public work experience program for certain AFDC recipients.

To Committee on Human Services.

By Gutierrez, Corte, et al.,

HB 518, A bill to be entitled An Act relating to the rate of the franchise tax imposed on net taxable capital.

To Committee on Ways and Means.

By Uher, Berlangas, Coleman, Craddick, et al.,

HB 519, A bill to be entitled An Act relating to the administration, management and responsibilities of the University of Texas M. D. Anderson Cancer Center.

To Committee on Public Health.

By Junell,

HB 520, A bill to be entitled An Act relating to the issuance of general obligation bonds for projects relating to corrections institutions and to an emergency appropriation to the Texas Department of Criminal Justice for acquiring, constructing, and equipping corrections institutions.

To Committee on Appropriations.

By D. Jones and Madden,

HB 521, A bill to be entitled An Act relating to requiring legislative approval of state agency rules that took effect during the two years preceding a regular session.

To Committee on State Affairs.

By De La Garza,

HB 522, A bill to be entitled An Act relating to establishing the amount of bail in a criminal case.

To Committee on Criminal Jurisprudence.

By De La Garza,

HB 523, A bill to be entitled An Act relating to stolen vehicle checkpoints near the Mexico border; relating to the jurisdiction of a magistrate to hear a stolen property disposition hearing; relating to certain information required on a certificate of title.

To Committee on Public Safety.

By De La Garza,

HB 524, A bill to be entitled An Act relating to the execution of a warrant for the arrest of a principal of a bail bond by a surety of the bond or a designated agent of the surety.

To Committee on Criminal Jurisprudence.

By De La Garza,

HB 525, A bill to be entitled An Act relating to the requisites of a petition for the writ of habeas corpus.

To Committee on Criminal Jurisprudence.

By De La Garza,

HB 526, A bill to be entitled An Act relating to the regulation of polygraph examiners.

To Committee on Public Safety.

By De La Garza,

HB 527, A bill to be entitled An Act relating to the prosecution of a capital felony committed by a person with mental retardation.

To Committee on Criminal Jurisprudence.

By De La Garza,

HB 528, A bill to be entitled An Act relating to the advertisement of special competence or legal specialization by certain attorneys.

To Committee on Judicial Affairs.

By Van de Putte and Junell,

HB 529, A bill to be entitled An Act relating to the use of video surveillance equipment and other safety measures at certain retail establishments selling alcoholic beverages.

To Committee on Licensing and Administrative Procedures.

By Van de Putte,

HB 530, A bill to be entitled An Act relating to the installation of smoke detectors with visual alarms in leased dwellings.

To Committee on Business and Industry.

By Van de Putte, et al.,

HB 531, A bill to be entitled An Act relating to community education and community education development projects.

To Committee on Public Education.

By Van de Putte,

HB 532, A bill to be entitled An Act relating to the membership of the HIV/AIDS Interagency Coordinating Council.

To Committee on Public Health.

By Ogden,

HB 533, A bill to be entitled An Act relating to statewide testing of public school students.

To Committee on Public Education.

By Counts, Willis, et al.,

HB 534, A bill to be entitled An Act relating to exempting members of the Texas National Guard from tuition charged by an institution of higher education.

To Committee on Higher Education.

By Tillery,

HB 535, A bill to be entitled An Act relating to exempting certain property owners from certain requirements relating to abandoned or inactive pits.

To Committee on Land and Resource Management.

By Danburg,

HB 536, A bill to be entitled An Act relating to the penalty for exceeding a maximum prima facie speed limit by operators of certain motor vehicles.

To Committee on Transportation.

By Danburg,

HB 537, A bill to be entitled An Act relating to the application of the law regarding hunting or target shooting on land owned by another.

To Committee on State Recreational Resources.

By Danburg,

HB 538, A bill to be entitled An Act relating to the exemption from property taxation of a charitable organization that promotes economic development in the United Mexican States, Central America, or South America.

To Committee on Ways and Means.

By Danburg,

HB 539, A bill to be entitled An Act relating to the punishment for certain repeat violent offenders.

To Committee on Criminal Jurisprudence.

By Danburg,

HB 540, A bill to be entitled An Act relating to combining certain county election precincts.

To Committee on Elections.

By Danburg, et al.,

HB 541, A bill to be entitled An Act relating to a prohibition on the listing of a county clerk's name on election supplies at an election in which the clerk is a candidate.

To Committee on Elections.

By Danburg,

HB 542, A bill to be entitled An Act relating to the validity of signatures on a petition filed in connection with an election.

To Committee on Elections.

By Danburg,

HB 543, A bill to be entitled An Act relating to the disposition of certain primary election records.

To Committee on Elections.

By Danburg,

HB 544, A bill to be entitled An Act relating to written communications used by voters in a polling place.

To Committee on Elections.

By Danburg,

HB 545, A bill to be entitled An Act relating to official forms used in connection with the administration of elections.

To Committee on Elections.

By Brimer and Crabb,

HB 546, A bill to be entitled An Act relating to the exclusion of unserved property from certain water conservation and reclamation districts.

To Committee on Natural Resources.

By Horn, et al.,

HB 547, A bill to be entitled An Act relating to the consent required before certain psychiatric or psychological examination, testing, or treatment of public school students.

To Committee on Public Education.

By Pitts,

HB 548, A bill to be entitled An Act relating to assistance to school districts in fighting violence in schools and the creation of the school violence prevention assistance account.

To Committee on Juvenile Justice and Family Issues.

By Pitts,

HB 549, A bill to be entitled An Act relating to specific information logo signs along interstate highways in counties with a population of 200,000 or less.

To Committee on Transportation.

By Moreno,

HB 550, A bill to be entitled An Act relating to requiring political advertising on billboards to indicate a candidate's party alignment; providing a criminal penalty.

To Committee on Elections.

By Moreno,

HB 551, A bill to be entitled An Act relating to certain supplies for constables and deputy constables.

To Committee on County Affairs.

By B. Hunter and Kamel,

HB 552, A bill to be entitled An Act relating to peace officers of hospitals in certain municipalities.

To Committee on Public Safety.

By B. Hunter,

HB 553, A bill to be entitled An Act relating to the operation of community mental health and mental retardation centers.

To Committee on Public Health.

By Maxey and Naishtat,

HB 554, A bill to be entitled An Act relating to creation, powers, and duties of the Public Assistance Fraud Oversight Task Force.

To Committee on Human Services.

By Horn,

HB 555, A bill to be entitled An Act relating to the payment of certain expenses by a bail bondsman.

To Committee on Criminal Jurisprudence.

By B. Turner, Combs, et al.,

HB 556, A bill to be entitled An Act relating to the criminal offense of trespass on agricultural lands.

To Committee on Agriculture and Livestock.

By Madden,

HB 557, A bill to be entitled An Act relating to allowing an independent school district board to adopt term limits for its members with voter approval.

To Committee on Public Education.

By Madden,

HB 558, A bill to be entitled An Act relating to the reporting of offers of money made to candidates, officeholders, and political committees.

To Committee on State Affairs.

By Park, et al.,

HB 559, A bill to be entitled An Act relating to the acceptance of Goals 2000 federal public education funds.

To Committee on Public Education.

By Yost, B. Turner, Combs, Chisum, et al.,

HB 560, A bill to be entitled An Act relating to the repeal of the ad valorem tax exemption for the Nature Conservancy of Texas.

To Committee on Ways and Means.

By S. Turner,

HB 561, A bill to be entitled An Act relating to the disclosure of ownership and management of certain rental property.

To Committee on Business and Industry.

By S. Turner,

HB 562, A bill to be entitled An Act relating to the number of consecutive years a person may serve on certain mass transit authority boards.

To Committee on Urban Affairs.

By S. Turner,

HB 563, A bill to be entitled An Act relating to creation of an offense involving presence of a minor on premises covered by certain alcoholic beverage permits or licenses.

To Committee on Licensing and Administrative Procedures.

By Combs and Krusee,

HB 564, A bill to be entitled An Act relating to requiring certain home-rule municipalities to obtain annexation approval from voters in the area to be annexed.

To Committee on Land and Resource Management.

By Kubiak,

HB 565, A bill to be entitled An Act relating to the composition of the State Board of Education and the term of office of its members.

To Committee on Public Education.

By Reyna,

HB 566, A bill to be entitled An Act relating to the payment of court costs for civil suits filed by certain persons confined in county jail.

To Committee on Civil Practices.

By Moreno,

HB 567, A bill to be entitled An Act relating to primary election dates and procedures and related dates.

To Committee on Elections.

By Hochberg,

HB 568, A bill to be entitled An Act relating to the mandatory exchange of information between certain regulatory agencies.

To Committee on State Affairs.

By J. Jones,

HB 569, A bill to be entitled An Act relating to the form of a punch-card ballot in regard to straight-party voting.

To Committee on Elections.

By J. Jones,

HB 570, A bill to be entitled An Act relating to the method of filling a vacancy on the State Board of Education.

To Committee on Public Education.

By J. Jones,

HB 571, A bill to be entitled An Act relating to the regulation of the public possession of open containers of alcoholic beverages by a local government.

To Committee on Licensing and Administrative Procedures.

By J. Jones,

HB 572, A bill to be entitled An Act relating to exemption from jury service.

To Committee on Judicial Affairs.

By Naishtat and Maxey,

HB 573, A bill to be entitled An Act relating to the execution of persons with mental retardation.

To Committee on Criminal Jurisprudence.

By Johnson, et al.,

HB 574, A bill to be entitled An Act relating to required reports from the Central Education Agency.

To Committee on Public Education.

By Hudson,

HB 575, A bill to be entitled An Act relating to a certification of willingness not to appear and plead as an attorney in court by certain retired and former judges.

To Committee on Judicial Affairs.

By Pitts,

HB 576, A bill to be entitled An Act relating to the presumption of theft by check.

To Committee on Criminal Jurisprudence.

By Maxey, Naishtat, and Raymond,

HB 577, A bill to be entitled An Act relating to electronic benefit transfer card security.

To Committee on Human Services.

By Maxey, Naishtat, and Raymond,

HB 578, A bill to be entitled An Act relating to the creation, powers, and duties of a state interagency task force on electronic benefits transfers.

To Committee on Human Services.

By J. Jones, et al.,

HB 579, A bill to be entitled An Act relating to the creation of an offense for the possession of certain weapons in a school zone.

To Committee on Criminal Jurisprudence.

By J. Jones,

HB 580, A bill to be entitled An Act relating to court costs for certain traffic convictions resulting from offenses committed in school crossing zones.

To Committee on Criminal Jurisprudence.

By J. Jones, et al.,

HB 581, A bill to be entitled An Act relating to the offense of failure to identify and to including information on a person who gives a false name to a peace officer in the computerized criminal history system.

To Committee on Public Safety.

By Greenberg, Hochberg, Naishtat, et al.,

HB 582, A bill to be entitled An Act relating to the date for holding a political party's county and senatorial district conventions.

To Committee on Elections.

By Madden,

HB 583, A bill to be entitled An Act relating to the establishment of branch early voting polling places in certain elections.

To Committee on Elections.

By Madden,

HB 584, A bill to be entitled An Act relating to proof of a finding of fact, conclusion of law, or other decision made by the Texas Employment Commission.

To Committee on Economic Development.

By Harris,

HB 585, A bill to be entitled An Act relating to hospital staff privileges for doctors of medicine and doctors of osteopathic medicine.

To Committee on Public Health.

By Raymond and Maxey,

HB 586, A bill to be entitled An Act relating to an increase in federal funding for chemical dependency treatment services.

To Committee on Human Services.

By Raymond and Hernandez,

HB 587, A bill to be entitled An Act relating to payments to school districts from the foundation school fund.

To Committee on Public Education.

By Giddings, Ehrhardt, J. Jones, Gray, Hill, et al.,

HB 588, A bill to be entitled An Act relating to allowing a governmental entity to regulate certain establishments required to have an alcoholic beverage license or permit.

To Committee on Licensing and Administrative Procedures.

By Giddings, Ehrhardt, J. Jones, Gray, Hill, et al.,

HB 589, A bill to be entitled An Act relating to regulation of the public possession of open containers of alcoholic beverages by a home-rule municipality.

To Committee on Licensing and Administrative Procedures.

By Giddings,

HB 590, A bill to be entitled An Act relating to restricting the possession, use, and sale of Class C fireworks.

To Committee on State Affairs.

By Greenberg,

HB 591, A bill to be entitled An Act relating to training for certain law enforcement professionals.

To Committee on Corrections.

By Greenberg, Naishtat, Combs, Dukes, Maxey, et al.,

HB 592, A bill to be entitled An Act relating to the composition of community justice task forces.

To Committee on Corrections.

By Greenberg,

HB 593, A bill to be entitled An Act relating to certain procedures for perfecting a mechanic's, contractor's, or materialman's lien; providing a criminal penalty.

To Committee on Business and Industry.

By Greenberg, Allen, et al.,

HB 594, A bill to be entitled An Act relating to the punishment and sentencing of defendants convicted of indecency with a child, sexual assault, or aggravated sexual assault.

To Committee on Criminal Jurisprudence.

By Greenberg, Hochberg, and Danburg,

HB 595, A bill to be entitled An Act relating to court-ordered mental health services for a sexually violent predator.

To Committee on Criminal Jurisprudence.

By Duncan and Naishtat,

HB 596, A bill to be entitled An Act relating to exempting sales by university and college student organizations from the state sales tax.

To Committee on Ways and Means.

By Raymond and Maxey,

HB 597, A bill to be entitled An Act relating to the maximization of federal funding for certain child welfare programs.

To Committee on Human Services.

By Naishtat,

HB 598, A bill to be entitled An Act relating to the creation of two judicial districts in Travis County.

To Committee on Judicial Affairs.

By Junell, et al.,

HB 599, A bill to be entitled An Act relating to the distribution of certain state funds appropriated for education and certain statewide retirement systems.

To Committee on Appropriations.

By Reyna,

HB 600, A bill to be entitled An Act relating to certain charges in connection with a fine for violation of a motor vehicle law.

To Committee on Urban Affairs.

HOUSE JOINT RESOLUTIONS ON FIRST READING

The following house joint resolutions were today laid before the house, read first time, and referred to committees:

By Thompson, et al.,

HJR 36, A joint resolution proposing a constitutional amendment allowing investment of money from the Texas growth fund in a business without the business's disclosure of its investments in or with South Africa or Namibia.

To Committee on State Affairs.

By Coleman, et al.,

HJR 37, A joint resolution proposing a constitutional amendment allowing investment of money from the Texas growth fund in a business without the business's disclosure of its investments in or with South Africa or Namibia.

To Committee on State Affairs.

By Allen,

HJR 38, A joint resolution proposing a constitutional amendment relating to the terms, service, and election of members of the legislature and state executive officers.

To Committee on State Affairs.

By Kamel,

HJR 39, A joint resolution proposing a constitutional amendment to reserve to the people the powers of initiative and referendum.

To Committee on State Affairs.

By Denny,

HJR 40, A joint resolution proposing a constitutional amendment to allow the abolition of the office of county treasurer in Rockwall County.

To Committee on County Affairs.

By Telford,

HJR 41, A joint resolution proposing a constitutional amendment to authorize the legislature to exempt from ad valorem taxation the residence homestead of certain disabled veterans.

To Committee on Ways and Means.

By Raymond, Hilderbran, Berlanga, Kamel, Stiles, et al.,

HJR 42, A joint resolution ratifying a proposed amendment to the Constitution of the United States providing for a federal balanced budget.

To Committee on State Affairs.

By Brimer,

HJR 43, A joint resolution proposing a constitutional amendment increasing the maximum size of an urban homestead to 10 acres and prescribing permissible uses of urban and rural homesteads.

To Committee on Financial Institutions.

By Kubiak, et al.,

HJR 44, A joint resolution proposing a constitutional amendment relating to the total principal amount of bonds and notes authorized to be issued or sold for the support of the Texas agricultural fund.

To Committee on Financial Institutions.

By Janek, et al.,

HJR 45, A joint resolution proposing a constitutional amendment to limit the time that a person may serve in legislative office or in a statewide elective executive office.

To Committee on State Affairs.

By Janek,

HJR 46, A joint resolution proposing a constitutional amendment to reserve to the people the powers of initiative and referendum.

To Committee on State Affairs.

By Dutton,

HJR 47, A joint resolution proposing a constitutional amendment to authorize school districts to purchase personal injury protection insurance to

cover students who are injured while riding as passengers in a vehicle operated by or for the school district.

To Committee on Public Education.

By Driver, et al.,

HJR 48, A joint resolution proposing a constitutional amendment to limit the time that a person may serve in legislative office or on a state board of education.

To Committee on State Affairs.

By Craddick,

HJR 49, A joint resolution proposing a constitutional amendment to abolish the office of constable in Reagan County.

To Committee on County Affairs.

By Hernandez,

HJR 50, A joint resolution proposing a constitutional amendment providing for the issuance of general obligation bonds by the Texas Higher Education Coordinating Board.

To Committee on Financial Institutions.

By Culberson,

HJR 51, A joint resolution proposing a constitutional amendment to require the senate to approve the settlement of certain suits in which the state is a party.

To Committee on State Affairs.

By Culberson,

HJR 52, A joint resolution proposing a constitutional amendment relating to the rights of the state and the defendant in a criminal case.

To Committee on Criminal Jurisprudence.

By Culberson,

HJR 53, A joint resolution proposing a constitutional amendment relating to the composition of the permanent and available school funds.

To Committee on Public Education.

By Culberson,

HJR 54, A joint resolution proposing a constitutional amendment releasing a school district from the obligation to comply with an unfunded state educational mandate.

To Committee on Public Education.

By Culberson,

HJR 55, A joint resolution proposing a constitutional amendment to require a two-thirds vote of the membership of each house of the legislature to enact certain tax bills.

To Committee on State Affairs.

By Talton, Hirschi, T. Hunter, Marchant, Ogden, et al.,

HJR 56, A joint resolution proposing a constitutional amendment to limit the time that a person may serve in legislative office or in a statewide elective executive office.

To Committee on State Affairs.

By Allen,

HJR 57, A joint resolution proposing a constitutional amendment relating to public school finance.

To Committee on Public Education.

By Driver,

HJR 58, A joint resolution proposing a constitutional amendment to repeal the requirement that property reappraisal notices include an estimate of the taxes that would be imposed on the reappraised property at the preceding year's tax rates.

To Committee on Ways and Means.

By Danburg,

HJR 59, A joint resolution proposing a constitutional amendment authorizing a voluntary, consensual encumbrance on homestead property for the purpose of an equity loan.

To Committee on Financial Institutions.

By Duncan and Stiles,

HJR 60, A joint resolution proposing a constitutional amendment providing for the appointment of appellate justices and judges by the governor with retention elections on a nonpartisan ballot of those justices and judges and for the alteration of the terms of certain judicial offices.

To Committee on Judicial Affairs.

By Duncan and Stiles,

HJR 61, A joint resolution proposing a constitutional amendment providing for the nonpartisan election and retention or rejection of district judges, for the election of certain district judges from commissioners court precincts, and for the alteration of the terms of certain judicial offices.

To Committee on Judicial Affairs.

By Ogden,

HJR 62, A joint resolution proposing a constitutional amendment to limit the time that a person may serve in legislative office or in a statewide elective executive office.

To Committee on State Affairs.

ADJOURNMENT

In accordance with a previous motion, the house, at 11:06 a.m., adjourned until 10 a.m. tomorrow.